

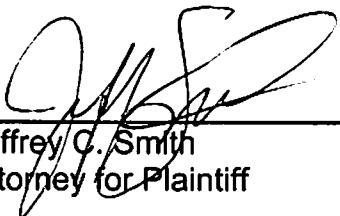
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
WESTERN DIVISION

21<sup>ST</sup> MORTGAGE CORPORATION, )  
Plaintiffs, )  
vs. )  
MINTON INDUSTRIES, INC., et al. ) CIVIL ACTION NO. 07:08-cv-00534-  
Defendants. ) LSC

**PLAINTIFF'S MOTION FOR VOLUNTARY DISMISSAL**

COMES NOW the Plaintiff, 21<sup>st</sup> Mortgage Corporation, by and through its attorney of record, and moves the Court to enter an order dismissing Minton Industries, Inc. d/b/a Minton Home Centers, Rodney Minton, and Terri Harmon, and this entire lawsuit, with prejudice, with each party to bear their own costs and expenses.

Done this 19<sup>th</sup> day of November, 2009



\_\_\_\_\_  
Jeffrey C. Smith  
Attorney for Plaintiff

## OF COUNSEL:

Rosen Harwood, P.A.  
Post Office Box 2727  
Tuscaloosa, AL 35403

CERTIFICATE OF SERVICE

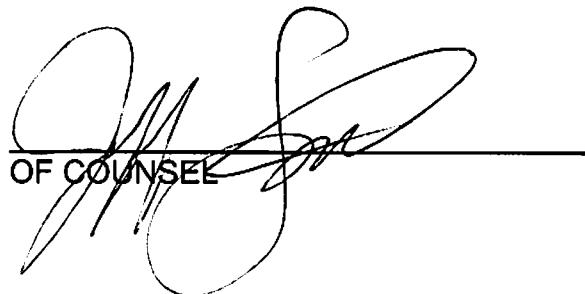
I hereby certify that I have on this 19<sup>th</sup> day of November, 2009, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing same in the U.S. Mail properly addressed and first class postage prepaid to:

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John M. Bergquist  
OF COUNSEL

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21<sup>ST</sup> MORTGAGE CORPORATION,      )  
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**FINAL ORDER OF DISMISSAL**

PURSUANT to Plaintiffs' Motion for Dismissal, it is hereby **ORDERED, ADJUDGED**  
**and DECREED** that this suit is hereby dismissed with prejudice, each party to bear their  
own costs.

DONE and ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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District Court Judge

cc: All Parties and Counsel of Record